

City of Alexandria, Virginia

MEMORANDUM

DATE: JUNE 7, 2005

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: JAMES K. HARTMANN, CITY MANAGER *J*

SUBJECT: INTRODUCTION AND FIRST READING OF AN ORDINANCE TO PERMIT THE ISSUANCE OF RESIDENTIAL PARKING PERMITS FOR USE BY DAYCARE AND HEALTH CARE WORKERS PROVIDING SUCH SERVICES AT RESIDENCES WITHIN RESIDENTIAL PERMIT PARKING DISTRICTS

**ISSUE:** Consideration of an ordinance, which permits the issuance of residential parking permits for use by daycare and health care workers providing such services at residences within permit parking districts.

**RECOMMENDATION:** That City Council pass the ordinance on first reading and schedule it for public hearing, second reading and final passage on Tuesday, June 21, 2005.

**DISCUSSION:** The proposed ordinance would provide for the issuance of a residential parking permit for use by daycare and health care workers providing such services at residences within permit parking districts under the following criteria:

- The applicant would be the resident of the home where the daycare or health care was being provided.
- Only one permit for a daycare provider and one permit for a health care provider may be issued per year, per residence.
- The permit is valid for up to one year and will expire on October 5, annually.
- A \$50 fee will be charged for the permit. This fee is equal to the fee charged for a residential parking permit for a third vehicle.
- The applicant for a permit for a daycare provider must supply proof that there are children under the age of thirteen at the residence.
- The applicant for a permit for a daycare provider must supply proof that he or she is receiving daycare services.
- The applicant for a permit for a health care provider must supply proof that health care services are being provided at the residence.
- The applicant for a permit for a daycare provider or a health care provider must provide a certification that the applicant is receiving daycare or health care services at the residence.

Council has not previously made provisions for providing parking to health care or daycare providers when it created the residential parking permit districts in 1979. Due to the nature of

their jobs, daycare and health care providers provide services in the residence and cannot leave the work site every two to three hours to move their vehicle. Councilman Macdonald had asked staff to take a look at a reasonable solution to the parking concerns of residential health care providers.

In response to Councilman Macdonald's request, staff developed a program for issuing residential parking permits to residents for their health care or daycare providers. An initial program was presented to the Traffic and Parking Board on November 22, 2004, for their comments and endorsement. They approved a motion to support a six-month permit for health care providers but rejected the initial proposal for daycare providers because it provided a free permit and might be subject to abuse. The program was restructured by adding the \$50 fee and adding more documentation requirements to limit the possibility of abuse. The revised program was then presented to the Traffic and Parking Board on December 20. The Board rejected the revised proposal primarily because they did not see the need to treat daycare providers differently from other employees. The Traffic and Parking Board acts in an advisory capacity in regard to this issue.

The Traffic and Parking Board was also concerned about potential abuse of the system if daycare providers and health care providers were provided permits. To address that issue, staff has established certification and proof requirements which should keep abuse to a minimum, and allow for revocation of any permit if abuse came to light.

Transportation and Environmental Services and Finance have determined that there is a need to provide a residential parking permit to daycare and health care providers for the following reasons:

- Unlike other employees, daycare and health care providers should not leave the children or the sick unattended while they move their vehicle.
- They usually provide services in the portion of a residential zone that are located a distance from the commercial area. Therefore, they are not close to commercial parking garages.
- There is very limited off street parking available to them to use.

**FISCAL IMPACT:** Based on the requests received over the years, staff estimates that there would be approximately 100 residential parking permits issued a year. At an annual fee of \$50, these permits would generate approximately \$5,000 in revenue to the City. The cost of producing special permits that can hang from the rearview mirror, instruction flyers and other expenses would be approximately \$500 a year.

**ATTACHMENT:** Proposed Council Ordinance

**STAFF:**

Mark Jinks, Assistant City Manager for Fiscal and Financial Affairs

D. A. Neckel, Director, Finance

Rich Baier, Director, Transportation and Environmental Services

Tom Culpepper, Deputy Director, Transportation and Environmental Services

Introduction and first reading:	6/14/05
Public hearing:	6/21/05
Second reading and enactment:	6/21/05

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend and reordain Section 5-8-74, Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

Summary

The proposed ordinance permits the issuance of residential parking permits for use by daycare and health care workers providing such services to households within residential permit parking districts. The proposed ordinance also changes the period during which regular residential parking permits are valid from August 15 through November 15 of the following year to July 1 through November 15 of the following year.

Sponsor

Staff

Mark Jinks, Assistant City Manager  
Daniel A. Neckel, Director of Finance  
Roderick B. Williams, Assistant City Attorney

Authority

§ 2.04(d), Alexandria City Charter

Estimated Costs of Implementation

None

Attachments in Addition to Proposed Ordinance and its Attachments (if any)

None

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE to amend and reordain Section 5-8-74, Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 5-8-74 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Section 5-8-74 Parking permits; issuance.

Except as provided in subsection (6), the city manager shall, upon payment of the fee provided for by this article, issue permits to natural, but not corporate, persons who reside in a dwelling located within the boundaries of a permit parking district authorizing the parking of motor vehicles in such district for more than the consecutive hour limitation in effect in the district, as follows:

(1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or ~~her~~ the manager's designee;

(a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321 et seq. of this code. Such permits shall be valid from ~~August 15~~ July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and

(b) one permit per residence for a daycare provider providing daycare services at the residence and one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing daycare or health care services at the residence or other than during such times as they are providing daycare or health care services at the residence (or are in the immediate process of coming or going from the residence in connection with providing daycare or health care services at the residence) is prohibited. Such permits shall be valid for up to one year and will expire on October 5, annually. Applicants for permits issued pursuant to this paragraph (b) shall provide

46 proof of residence, a notarized certification that a permanent resident is receiving daycare or  
47 health care services at the residence, and:

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49 (1) for a permit for a daycare provider, (i) proof that the applicant has custody or  
50 guardianship of one or more children under the age of thirteen years who reside with the  
51 applicant at the residence (acceptable proof includes a copy of a birth certificate or other  
52 evidence of the applicant's custody of the child or children), and (ii) proof that such child or  
53 children are receiving daycare services at the residence (acceptable proof includes a copy of  
54 Internal Revenue Service Form 1040, Schedule H, or Internal Revenue Service Form 2441); or  
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56 (2) for a permit for a health care provider, a written statement from a licensed medical  
57 professional that a permanent resident is receiving health care services at the residence.  
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59 For permits issued to a person or renewed pursuant to paragraph (a) of this subsection, there  
60 shall be imposed a fee of \$15 for the first vehicle, \$20 for the second vehicle, and \$50 for each  
61 additional vehicle. Any person who has been issued a permit for a vehicle pursuant to paragraph  
62 (a) of this subsection may obtain a replacement permit for use on another vehicle registered in  
63 such person's name, upon application on forms furnished by the city manager and presentation of  
64 the registration card for the vehicle for which the replacement permit is sought and pieces of the  
65 previously issued permit as proof that it was removed from the vehicle for which the fee was  
66 previously paid, accompanied by a fee of \$1. For permits issued to a person or renewed pursuant  
67 to paragraph (b) of this subsection, there shall be imposed a fee of \$50 per permit.  
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69 (2) to persons who are visitors at a residence within a permit parking district on the  
70 application of the resident, one permit for any vehicle used by such person during the visit, which  
71 permit shall be valid for a maximum of 30 days but shall not be renewed; provided, that permits  
72 may be issued to no more than two visitors to the same residence at the same time. A \$5 fee shall  
73 be charged for any permit issued pursuant to this subsection for a period of more than seven days.  
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75 (3) to persons who are guests at a residence in a permit parking district on the application of  
76 the resident, one permit for any vehicle used by such person while a guest at the residence, which  
77 permit shall be valid for a date certain or portion thereof; provided that the number of permits  
78 issued under this subsection shall not at any time exceed 50 percent of the number of parking  
79 spaces in which they are valid; provided further, that no permit shall be issued under this  
80 subsection except upon a showing by the resident making application therefor that during the  
81 hours for which the permit is to be issued his residence will be used and occupied in a manner  
82 which is both lawful and not inconsistent with the residential character of the permit parking  
83 district in which it is located, and unless it shall be found that the issuance of the permit or  
84 permits will not unduly impair traffic safety during the time of their validity; provided further,  
85 that, notwithstanding any provision of this subsection to the contrary, up to 10 self-validating  
86 guest permits shall be issued in any calendar month for the guests of any residence located in a  
87 permit parking district upon the application of a person residing in the residence. Any permit  
88 issued pursuant to this subsection may be limited to certain streets or portions thereof in the  
89 permit parking district for which the permit is issued.  
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91 (4) to persons doing business with a resident of a permit parking district on the application  
92 of the resident, one permit for the vehicle used while doing business in the permit parking  
93 district; provided, that such permits may be issued to no more than three persons doing business  
94 at the same residence at the same time. No permit shall be issued pursuant to this subsection for a  
95 period longer than the time estimated by the resident to be required for completing the business  
96 transaction for which the permit is sought, and in no event shall any permit be valid for more  
97 than 30 days.

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99 (5) whenever a holder of a permit issued under this section is no longer qualified to possess  
100 the permit, the permit shall be invalid and shall be returned to the director of finance.

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102 (6) permits shall not be issued to persons who reside in a residential development which is  
103 subject to a special use permit, to the extent the residents, visitors, guests or business-invitees  
104 within such development are excluded by the special use permit from eligibility for one or more  
105 of the permits described above in subsections (1), (2), (3) or (4).

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107 Section 2. That this ordinance shall become effective July 1, 2005.

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110 WILLIAM D. EUILLE  
111 Mayor

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113 Introduction: 6/14/05  
114 First Reading: 6/14/05  
115 Publication:  
116 Public Hearing:  
117 Second Reading:  
118 Final Passage:

ORDINANCE NO. 4407

AN ORDINANCE to amend and reordain Section 5-8-74, Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

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Section 5-8-74 Parking permits; issuance.

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(1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or the manager's designee:

(a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321 et seq. of this code. Such permits shall be valid from July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and

(b) one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing health care services at the residence or other than during such times as they are providing health care services at the residence (or are in the immediate process of coming or going from the residence in connection with providing health care services at the residence) is prohibited. Such permits shall be valid for up to one year and will expire on October 5, annually. Applicants for permits issued pursuant to this paragraph (b) shall provide proof of residence, a notarized certification that a permanent resident is receiving health care services at the residence, and a

written statement from a licensed medical professional that a permanent resident is receiving health care services at the residence. The provisions of this paragraph (b) shall expire on June 30, 2006, and no permit issued hereunder shall be valid after such date.

For permits issued to a person or renewed pursuant to paragraph (a) of this subsection, there shall be imposed a fee of \$15 for the first vehicle, \$20 for the second vehicle, and \$50 for each additional vehicle. Any person who has been issued a permit for a vehicle pursuant to paragraph (a) of this subsection may obtain a replacement permit for use on another vehicle registered in such person's name, upon application on forms furnished by the city manager and presentation of the registration card for the vehicle for which the replacement permit is sought and pieces of the previously issued permit as proof that it was removed from the vehicle for which the fee was previously paid, accompanied by a fee of \$1. For permits issued to a person or renewed pursuant to paragraph (b) of this subsection, there shall be imposed a fee of \$50 per permit.

(2) to persons who are visitors at a residence within a permit parking district on the application of the resident, one permit for any vehicle used by such person during the visit, which permit shall be valid for a maximum of 30 days but shall not be renewed; provided, that permits may be issued to no more than two visitors to the same residence at the same time. A \$5 fee shall be charged for any permit issued pursuant to this subsection for a period of more than seven days.

(3) to persons who are guests at a residence in a permit parking district on the application of the resident, one permit for any vehicle used by such person while a guest at the residence, which permit shall be valid for a date certain or portion thereof; provided that the number of permits issued under this subsection shall not at any time exceed 50 percent of the number of parking spaces in which they are valid; provided further, that no permit shall be issued under this subsection except upon a showing by the resident making application therefor that during the hours for which the permit is to be issued his residence will be used and occupied in a manner which is both lawful and not inconsistent with the residential character of the permit parking district in which it is located, and unless it shall be found that the issuance of the permit or permits will not unduly impair traffic safety during the time of their validity; provided further, that, notwithstanding any provision of this subsection to the contrary, up to 10 self-validating guest permits shall be issued in any calendar month for the guests of any residence located in a permit parking district upon the application of a person residing in the residence. Any permit issued pursuant to this subsection may be limited to certain streets or portions thereof in the permit parking district for which the permit is issued.

(4) to persons doing business with a resident of a permit parking district on the application of the resident, one permit for the vehicle used while doing business in the permit parking district; provided, that such permits may be issued to no more than three persons doing business at the same residence at the same time. No permit shall be issued pursuant to this subsection for a period longer than the time estimated by the resident to be required for completing the business transaction for which the permit is sought, and in no event shall any permit be valid for more than 30 days.



(5) whenever a holder of a permit issued under this section is no longer qualified to possess the permit, the permit shall be invalid and shall be returned to the director of finance.

(6) permits shall not be issued to persons who reside in a residential development which is subject to a special use permit, to the extent the residents, visitors, guests or business-invitees within such development are excluded by the special use permit from eligibility for one or more of the permits described above in subsections (1), (2), (3) or (4).

Section 2. That this ordinance shall become effective July 1, 2005.

WILLIAM D. EUILLE  
Mayor

Final Passage: June 21, 2005